

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Kyle Jerome Dalen, *individually and on
behalf of all others similarly situated,*

File No. 23-cv-1877 (ECT/ECW)

Plaintiff,

v.

ORDER

Jodi Harpstead, *Commissioner of the
Minnesota Department of Human Services,
in her individual and official capacities,*

Defendant.

Based on the order dated January 16, 2024, ECF No. 42, Plaintiff's decision not to file a second amended complaint as authorized by that order, and all the files, records, and proceedings herein, **IT IS ORDERED THAT:**

1. Plaintiff Kyle Jerome Dalen's claims in his Amended Complaint arising under 42 U.S.C. § 1983 and/or the United States Constitution are **DISMISSED WITH PREJUDICE**.

2. To the extent the Amended Complaint asserts state-law claims, this case is **REMANDED** to Dakota County District Court.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Date: February 7, 2024

s/ Eric C. Tostrud

Eric C. Tostrud

United States District Court